
STATUTORY INSTRUMENTS

2005 No. 848

**HEALTH CARE AND
ASSOCIATED PROFESSIONS
OPTICIANS**

The Opticians Act 1989 (Amendment) Order 2005

*Made - - - - 22nd March 2005
Coming into force in accordance with article 1(2),
(3) and (4)*

THE OPTICIANS ACT 1989 (AMENDMENT) ORDER 2005

PART 1

General

1. Citation, commencement and extent
2. Amendment of the Opticians Act 1989

PART 2

The Council, its Committees and Registration

3. Functions of the Council
4. The Council's Committees
5. The Hearings Panel
6. Delegation
7. Register of optometrists
8. Amendment of section 8
9. Registration for students
10. Amendment of section 9
11. Amendment of section 10
12. Insurance
13. Publication of register

PART 3

Professional training and development

14. Insertion of sections 11A and 11B

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

15. Education and training

PART 4

Fitness to Practise and Proceedings and Appeals

16. Insertion of Part 2A
17. Proceedings and appeals

PART 5

Further amendments

18. Fitting of contact lenses
 19. Testing of sight
 20. Eye protection wear
 21. Criminal offences and legal proceedings
 22. Rules
 23. Consumer complaints
 24. Amendment of section 33
 25. Subordinate legislation
 26. Amendment of Schedule 1
 27. Registration appeals
 28. Consequential amendments
 29. Transitional provisions
- Signature

SCHEDULE 1 — Minor and consequential amendments

PART 1 — Minor and consequential amendments to the Opticians Act 1989

1. In section 13 (supervision of training institutions and qualifying examinations)—...
2. In section 24 (testing of sight)— (a) in subsection (1),...
3. (1) In section 28 (penalty for pretending to be registered...
4. In section 29 (provisions as to death or bankruptcy of...
5. In section 30 (offences by bodies corporate), the current provision...
6. In section 31 (miscellaneous matters with respect to which rules...
7. In section 35(1) (Privy Council quorum and documents), omit the...
8. In section 36 (interpretation)— (a) omit the definitions of “disciplinary...

PART 2 — Consequential amendments to primary legislation

9. The National Health Service Act 1977
10. The National Health Service (Scotland) Act 1978
11. Health and Personal Social Services (Northern Ireland) Order 1972
12. The Data Protection Act 1998
13. The National Health Service Reform and Health Care Professions Act 2002

PART 3 — Consequential amendments to subordinate legislation

14. The Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975
15. The Medicines (Contact Lens Fluids and Other Substances) (Exemption from Licences) Order 1979
16. The Medicines (Contact Lens Fluids and Other Substances) (Advertising and Miscellaneous Amendments) Regulations 1979
17. The Medicines (Pharmacy and General Sale – Exemption) Order 1980
18. The Sale of Optical Appliances Order of Council 1984
19. The Rules on the Fitting of Contact Lenses 1985

20. The Contact Lens (Qualifications etc) Rules 1988
21. The Contact Lens (Specification) Rules 1989
22. The Sight Testing (Examination and Prescription) (No. 2) Regulations 1989
23. The Prescription Pricing Authority Constitution Order 1990
24. The National Health Service (Service Committees and Tribunal) Regulations 1992
25. The Testing of Sight by Persons Training as Ophthalmic Opticians Rules, 1993
26. The Family Health Services Appeal Authority Regulations 1995
27. The Prescription Only Medicines (Human Use) Regulations 1997
28. The Primary Care Trusts (Consultation on Establishment, Dissolution and Transfer of Staff) Regulations 1999
29. The Rules relating to Injury or Disease of the Eye, 1999
30. The Primary Care Trusts (Membership, Procedure and Administration Arrangements) Regulations 2000
31. The General Social Care Council (Appointments and Procedure) Regulations 2001
32. The General Optical Council Election Scheme 2001

SCHEDULE 2 — Transitional provisions

1. In this Schedule, references to— (a) an old Part or...
2. The Disciplinary Committee established under the old section 5 of...
3. For the purpose of exercising those functions, the old Part...
4. Where— (a) an allegation against a registered optician has been...
5. Where after article 16 of this Order comes into force...
6. Any case referred to the Investigation Committee under this Schedule...

Explanatory Note